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MAR 0 4 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of

Carlos F. Vonderwalde

For NON-THROMBOGENIC STENT

JACKET

Serial No.: 09/716,038

Filed: November 17, 2003

Atty. Docket No.: R0375-00801

Examiner: P. B. Prebilic

Group Art Unit: 3738

<u>AMENDMENT IN</u> **RESPONSE TO OFFICE ACTION**

MAILED ON NOVEMBER 5, 2003 AND PETITION TO REVIVE

CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. 1.8

I hereby certify that this paper is being deposited via Paramilia at (7/3) \$729301 and is addressed to Mail Stop Fee Amendment, Commissioner for Patents P.O. Box 1400. Alexandria VA 22313-1470. After the Prehilic on March 4, 2004 in San Francisco, CA. Commissioner for Patents, P.O. Box 1450, Alexandria B. Pehilic on March 4, 2004 in San Francisco, CA.

Mail Stop Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 via FACSIMILE

Dear Sir:

In response to the Office Action, identified as Paper No. 19, please amend the above-identified application as follows:

PATENT

| IN THE UNITED STA | TES PATE | NT AND TR | | ARK OFF | | |
|--|----------------------|---------------------------|---------------|-------------|------------|--|
| In re the application of Carlos F. Vonderwalde | |) | | | | |
| For: NON-THROMBOGENIC S | STENT JAC | KET) | Стопр | Art Unit: | 3738 | |
| Serial No.: 09/716,038 | |) | | | | |
| Filed: November 17, 2000 | | | TRANSMITTAL | | | |
| Atty. Docket No.: R0375-00801 | | | | | | |
| CERTIFICATE OF MALLING/FACSIMILE PURSUANT TO 37 C.F.R. §1.8 I hereby certify that this these papers are bying sear by facsimile to (703) 872-9301, addressed to Examiner Paul Prebilic, at M/S Fee Amendment, Commissioner for Patenty, 9/0. Box/1450, Alexander A 22313-1450, on March 4, 2004, in San Francisco, CA. Annie Marie Larry | | | | | | |
| Mail Stop Fee Amendment | Anne mar | ic Lyavy (| • | | | |
| Commissioner for Patents | | | | | | |
| P.O. Box 1450 Alexandria, VA 22313-1450 | | | | | | |
| Dear Sir: | | | | | | |
| 1. Transmitted herewith for filing | | | | | | |
| in Response to Office Action N | | | | | | |
| <u>Unintentionally Abandoned Ap</u> <u>Disclaimer</u> . Also enclosed is a | | | | | d Terminal | |
| 2. Claim Fee Calculation | Change of C | .orrespondent | <u>c Auur</u> | <u></u> . | | |
| X No additional claim fee is required. | | | | | | |
| Amendment increases number of claims or multiple dependencies. Additional Claim Fee Calculation | | | | | | |
| idescimione en | | | | | | |
| Independent Claims | 2201 | 2-3= | 0 x | \$43= | \$ -0- | |
| Total Claims | 2202 | 22 – 24 = | 0 x | \$9= | \$ -0- | |
| | | | | Claim Fee | • | |
| 3. Petition to Revive Unintentiona | illy Abandon | ed Application | n Pursu | ant to 37 C | .F.R. | |
| §1.137(b), \$665. 4. Additional fees: Terminal Dis | claimer Fee | \$55 | | | | |
| TANGETONIAL TOOM. | TOTAL Fees Due \$720 | | | | | |
| 5. Payment of Fees | | | | | | |
| X The Commissioner is | | | | | | |
| overpayment of fees which may be required under 37 C.F.R. §1.16 or §1.17, to Deposit Account No 04-1679, referencing Atty. Docket No. R0375-00801. | | | | | | |
| | | | | | | |
| By: Warf | | | | | | |
| | • | Edward J. L. Registration | | 422 | | |

Duane Morris LLP One Market Spear Tower, Suite 2000 San Francisco, CA 94105 Direct Dial: (415) 371-2267

Facsimile: (415) 371-2201



DUANE MORRIS LLP ONE MARKET, SPEAR TOWER, SUITE 2000 SAN FRANCISCO, CA 94105-1104 PHONE: 415.371.2200 FAX: 415.371.2201 RECEIVED

GENTRAL FAX CENTER

MAR 0 4 2004



FACSIMILE TRANSMITTAL SHEET

To:

Examiner Paul B. Prebilic - Group Art Unit: 3938

FIRM/COMPANY:

U.S. Patent and Trademark Office

FACSIMILE NUMBER:

703.872.9301

CONFIRMATION

703.308.0858 (Receptionist) or

TELEPHONE:

703.308.2905 (Examiner)

FROM:

Anne Marie Leavy for Edward J. Lynch

DIRECT DIAL:

415.371.2217

DATE:

March 4, 2004

USER NUMBER:

9070

FILE NUMBER:

Docket No. R0375-00801 - Serial No.: 09/716,038

TOTAL # OF PAGES:

(INCLUDING COVERSHEET)

35

MESSAGE:

Attached is a Response to the Office Action and Petition to

Revive.

Please confirm receipt of this facsimile.

NOTE: Original will NOT follow

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